

5. The water is to be diverted from its source at the following point: (Describe as being within a 40-acre subdivision of public survey, and by course and distance to a found section corner. If on unsurveyed land, it should be so stated.)

REL
within the SW1/4NE1/4 of Section 27, Township 6 North, Range 50 East, M.D.B. & M at a point from which the SE corner of Section 1, Township 5 North, Range 50 East, M.D.B. & M, bears South 44° 01' 17" East, a distance of 19,547.37 ft.

6. Place of use: (Describe by legal subdivision. If on unsurveyed land, it should be so stated)

Those portions of the SW1/4 of the NE 1/4 of Section 27, Township 6 North, Range 50 East, M.D.B. & M., described as follows:

(1.) The S1/2 of the N1/2; (2.) The N1/2 of the S1/2; and (3.) The E1/2 of the S1/2 of the S1/2.

7. Use will begin about Jan. 1 and end about Dec. 31 of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) (State manner in which water is to be diverted, i.e. diversion structure, ditches and flumes, drilled well with a pump and motor, etc.)

Existing cased well: installation of pump, pressure tank, and facilities related to selective milling operation.

9. Estimated cost of works: \$50,000

10. Estimated time required to construct works: 2 years. (the well is existing)

(If the well is complete, describe works.)

11. Estimated time required to complete the application of water to beneficial use: 3 years

12. Provide a detailed description of the proposed project and its water usage (use attachments if necessary): (Failure to provide a detailed description may cause a delay in processing.)

See Attachment "A"

13. Miscellaneous remarks:

sturner679@aol.com

E-mail Address

702-871-3176 or 702-870-8771

Phone No.

Ext.

APPLICATION MUST BE SIGNED
BY THE APPLICANT OR AGENT

Stephen F. Turner

Type or print name clearly

Stephen F. Turner

Signature, applicant or agent

Baughman & Turner Inc.

Company Name

1210 Hinson Street

Street Address or PO Box

Las Vegas, Nevada 89117

City, State, ZIP Code

RECEIVED
2012 APR 25 PM 4:34
STATE ENGINEERS OFFICE

RECEIVED

2012 APR 25 PM 4:34

STATE ENGINEERS OFFICE

Attachment "A"

The Tybo Mine contains approximately 1 million tons of toxic tailings. The historic tailings impound which was built at the turn of the century to contain the tailings, has breached and the tailings are currently draining into the Tybo Creek and Hot Creek areas. Solauro Industries Inc. is in the process of developing a plan to remediate and treat the tailings against all hazards and to remediate the site in order to protect the area against further and future contamination.

Onsite production for the treatment of the tailings will include processing of approximately 800 tons per day (per milling facility) until the project has been completed. The reclamation operation will run year round for approximately 10 hours per day.

As part of the treatment process, Solauro will deploy milling and treatment facilities onsite. As we are in the early stages of the development of the plan of operations, we are unable to provide specific data at this time on the actual equipment and components to be used for the project. We anticipate water usage to be approximately 400 gallons per minute during operational hours for each milling facility.

The approximate average daily usage will be 240,000 gallons, with an annual usage being approximately 87,600,000 gallons (based on 7 days a week for 12 months) per milling facility. Solauro may elect to utilize up to 2 milling facilities onsite, in which case the annual water usage shall be approximately 175,200,000 gallons.

Solauro's first phase will be to begin a bulk sampling testing stage in which material will be removed and transported to our testing facility located in Tonopah Nevada. Upon completion of the bulk sampling stage, we would finalize a plan of operations with more detailed information on the process and more definitive start dates for onsite operations.

At present, the estimated reclamation start date for onsite processing would commence upon approval of a water rights permit from the Nevada Division of Water Resources. At a capacity of 800 tons per day, the project would require approximately 3-4 years to complete.

At this time, Solauro does not anticipate the need to pump for dewatering purposes.

Solauro is in the early planning stages of the project and has not yet finalized permit applications with the Bureau of Land Management of the Nevada Division of Environmental Protection. Prior to finalizing a plan of operations to remediate the site, it is necessary to determine whether the Nevada Division of Water Resources will approve permits for water usage. Identifying a water source for the project is integral to the success of the project. The Tybo Mine has been identified by the EPA as a site requiring action for clean-up of the toxic tailings. In order to do so, it will be necessary to make a determination whether water permits will be approved in order to facilitate the clean-up.

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS
OF THE STATE OF NEVADA HERETOFORE APPROPRIATED**

THIS SPACE FOR OFFICE USE ONLY	
Date of filing in State Engineer's Office	<u>APR 26 2012</u>
Returned to applicant for correction	_____
Corrected application filed	Map filed <u>APR 26 2012</u>

The applicant Walter Jackson Burrus Sr. c/o Robert E. Dolan Esq.
311 South Bridge Street of Winnemucca
Street Address or PO Box City or Town
Nevada, 89445 hereby make(s) application for permission to change the
State and ZIP Code

☒ Point of diversion
 ☒ Place of use
 ☐ Manner of use
 ☐ of a portion
 of water heretofore appropriated under (Identify existing rights by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)
Permit 58399 Certificate 15486

1. The source of water is underground
Name of stream, lake, underground, spring or other sources.
2. The amount of water to be changed 1.0 cfs, (62.16 acre feet)
Second feet, acre-feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for Irrigation and Domestic
Irrigation, power, mining, commercial, etc. If for stock, state number and kind of animals. Must limit to one major use
4. The water heretofore used for Irrigation and Domestic
If for stock, state number and kind of animals.
5. The water is to be diverted at the following point (Describe as being within a 40-acre subdivision of public survey and by course and distance to a found section corner. If on unsurveyed land, it should be stated.)
within the SE1/4NW1/4 of Section 24, T.35N., R.37E., M.D.B.&M., or at a point from which the W1/4 corner of said Section 24 bears S71°28' ~~44~~ W 1623.00 feet.

REL per email
6. The existing point of diversion is located within (If point of diversion is not changed, do not answer.)
within the SW1/4NW1/4 of Section 24, T.35N., R.37E., M.D.B.&M., or at a point from which the W1/4 corner of said Section 24 bears S40°13'34"W 1711.00 feet.

71-44